

AMENDED IN ASSEMBLY APRIL 14, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 574

Introduced by Assembly Member Wolk
(Principal coauthor: Assembly Member Maze)
(Coauthors: Assembly Members Canciamilla and Chavez)
(Coauthor: Senator Kuehl)

February 16, 2005

~~An act to add Chapter 13.5 (commencing with Section 22210) to Division 8 of the Business and Professions Code, relating to recycled~~
An act to add Division 12.3 (commencing with Section 16000) to the Public Resources Code, relating to recycled concrete.

LEGISLATIVE COUNSEL'S DIGEST

AB 574, as amended, Wolk. Recycled concrete.

~~Existing law requires the Department of Toxic Substances Control to adopt, by regulations, criteria and guidelines for the identification of hazardous waste. Existing law excludes from classification as a hazardous waste cementitious material that is a nonaqueous waste, is managed in a specified manner at the cement manufacturing facility where it was generated, and would otherwise be classified as a hazardous waste based solely on a specified test concerning the corrosivity of a waste.~~

(1) Under existing law, it is the policy of the state to conserve and protect resources by encouraging the recycling of solid waste and the purchase of those recycled materials, including recycled concrete and rubberized asphalt concrete. Existing law also regulates the recycling and reuse of, among other things, beverage containers, plastic waste, and tires, and the manufacture of fiberglass recycled content.

This bill would authorize the use of recycled concrete, as defined, if the end user has been fully informed that the concrete is recycled concrete.

(2) *Under existing law, in purchasing any materials to be used in paving or paving subbase for use by the Department of Transportation or any other state agency that provides road construction and repair services, the State Procurement Officer is required to make contracts available for those items that use recycled materials, as specified.*

This bill would prohibit recycled concrete from being offered, provided, or sold to the Department of Transportation for any use unless specifically requested and approved by the department.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Chapter 13.5 (commencing with Section 22210)~~
 2 ~~is added to Division 8 of the Business and Professions Code, to~~
 3 ~~read:~~

4 *SECTION 1. Division 12.3 (commencing with Section 16000)*
 5 *is added to the Public Resources Code, to read:*

6
 7 *DIVISION 12.3. RECYCLED CONCRETE*
 8

9 16000. *The Legislature finds and declares all of the*
 10 *following:*

11 (a) *Facilitating the recycling of natural resources is in the best*
 12 *interest of the state.*

13 (b) *This division is intended to encourage the use of recycled*
 14 *concrete as provided in this division.*

15 16001. *For the purposes of this division, “recycled concrete”*
 16 *means concrete that is composed of any of the following:*

17 (a) *Not more than 15 percent by volume of returned, plastic*
 18 *concrete.*

19 (b) *Not more than 35 percent by weight of reclaimed water*
 20 *created by the recycling and manufacturing process.*

21 (c) *Not more than 30 percent of recovered or reprocessed*
 22 *aggregate.*

23 16002. *Recycled concrete may be used if the end user has*
 24 *been fully informed that the concrete is recycled concrete.*

1 16003. No recycled concrete shall be offered, provided, or
2 sold to the Department of Transportation for any use, including,
3 but not limited to, any project under its affiliation, contract
4 authority, or oversight responsibility unless specifically
5 requested and approved by the department.

6 ~~CHAPTER RECYCLABLE CONCRETE~~

7
8 ~~22210. (a) Recycled concrete, as defined in subdivision (b),~~
9 ~~may be used if the end user has been fully informed that the~~
10 ~~concrete is recycled concrete.~~

11 ~~(b) As used in this section, "recycled concrete" means~~
12 ~~concrete that is composed of any of the following:~~

13 ~~(1) Up to 15 percent by volume of returned, liquid concrete.~~

14 ~~(2) Up to 35 percent by weight of reclaimed water created by~~
15 ~~the recycling and manufacturing process.~~

16 ~~(3) Up to 30 percent of recovered or reprocessed aggregate.~~

17 ~~(e) The use of reclaimed water that is in compliance with~~
18 ~~ASTM C-94 shall not apply to this section.~~